

DEC 14 2004

DONALD R. ANTONELLI
MELVIN KRAUS
WILLIAM I. SOLOMON*
GREGORY E. MONTONE
RONALD J. SHORE
DONALD E. STOUT
ALAN E. SCHIAVELLI
PAUL J. SKOWERAWSKI*
HUNG H. BUI*
ALFRED A. STADNICKO*
*ADMITTED OTHER THAN VA

LAW OFFICES
ANTONELLI, TERRY, STOUT & KRAUS, LLP
SUITE 1800
1300 NORTH SEVENTEENTH STREET
ARLINGTON, VIRGINIA 22209

TELEPHONE (703) 312-6600
FACSIMILE (703) 312-6666
email@antonelli.com

DAVID T. TERRY
HAROLD A. WILLIAMSON*
STERLING W. CHANDLER*
MARK G. TOOHEY

PATENT AGENT
LARRY N. ANAGNO

OF COUNSEL
VIA FACSIMILE - 04 PAGES (Including This Cover)

Commissioner for Patents
MAIL STOP: AF
POB 1450, Alexandria, Virginia 22313-1450
TRANSMITTED TO USPTO MAIN FACSIMILE NO. 703-872-9306

RE: Atsushi SHIMODA et al., US Appl'n No. 09/783,604
Att'y Docket No. 501.39619X00
Examiner V.M. Kibler, AU 2623, USPTO Conf. No.9403

SUBMISSION OF RCE/PETITION/EXTENSION/PTO-2038

Sir:

Applicant hereby submits the attached REQUEST FOR CONTINUED
EXAMINATION TRANSMITTAL (1 page), PETITION FOR EXTENSION OF TIME
(1 page) and FORM PTO-2038 (1 page) for entry in the above-noted application.

CERTIFICATE OF TRANSMISSION:

I hereby certify that the attached REQUEST FOR CONTINUED
EXAMINATION TRANSMITTAL (1 page), PETITION FOR EXTENSION OF TIME
(1 page) and FORM PTO-2038 (1 page) are being FORMALLY TRANSMITTED via
the USPTO Main Facsimile No. 703-872-9306 on 14 December 2004.


Patricia J. Jaquet

CONFIDENTIALITY NOTICE: The documents accompanying this facsimile transmission contain confidential information belonging to the sender which is legally privileged. This information is intended only for the use of the individual(s) or entity(ies) named above. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of this facsimile information is strictly prohibited. If you have received this facsimile in error, please immediately notify us by telephone to arrange for return of the original document to us.

PTO/SB/30 (09-04)

Approved for use through 07/31/2006. CMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Request for Continued Examination (RCE) Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/783,604
Filing Date	15 February 2001
First Named Inventor	Atsushi SHIMODA et al.
Art Unit	2623
Examiner Name	V.M. Kibler
Attorney Docket Number	501.39619X00

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

ii. ☐ Other _____

- b. ☐ Enclosed

i. ☐ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s) Declaration(s)

iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(f) required)

- b. ☒ Other Petition for Extension of Time (2 Months)

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge deficiencies only or credit overpayments to

- a. ☒ Deposit Account No. 01-2135. I have enclosed a duplicate copy of this sheet.

i. ☒ RCE fee required under 37 CFR 1.17(e) (Fee Code 1801)

ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17) (Fee Code 1252)

iii. ☐ Other _____

- b. ☐ Check in the amount of \$ _____ enclosed

- c. ☒ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature	<i>Paul J. Skwierawski</i>	Date	14 December 2004
Name (Print/Type)	Paul J. Skwierawski	Registration No.	32,173

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature		Date	
Name (Print/Type)		Date	

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

12/15/2004 NROCHA1 00000007 09783604

01 FC:1801

790.00 OP

RCE.max